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P26992.A03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : M. C. MARTIN et al.

Confirmation No. 4861

Appln No. : 09/846,568

Group Art Unit: 2154

Filed : May 1, 2001

Examiner: J. Chang

For : METHOD FOR ADAPTING AN INTERNET WEB SERVER TO SHORT-TERM CHANGES IN DEMAND

NOTICE OF APPEAL

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window, Mail Stop AF
Randolph Building
401 Dulany Street
Alexandria, VA 22314
Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Final Official Action of June 6, 2005 finally rejecting claims 1-11. The following items are enclosed herewith:

- Authorization to charge the amount of \$ 500.00 for the payment of the appeal fee as set forth in 37 C.F.R. 41.20(b)(1) to deposit account No. 09-0457.
- A Pre-Appeal Brief Request for Review is being filed concurrently herewith.
- A Request for an extension of time and the fee therefore (which is to be charged to deposit account No. 09-0457).

Please charge any additional fees necessary for consideration of the papers filed herein and refund excess payments to Deposit Account No. 09-0457.

10/07/2005 JADD01 00000071 090457 09846568

01 FC:1401 500.00 DA

October 3, 2005
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Respectfully submitted,
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